

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

3

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. ) Case No. 06-106M  
JOSEPH BENTLEY, )  
Defendant. )

**MOTION FOR DETENTION HEARING**

**NOW COMES** the United States and moves for the pretrial detention of the defendant, pursuant to 18 U.S.C. §3142(e) and (f). In support of the motion, the United States alleges the following:

1. **Eligibility of Case.** This case is eligible for a detention order because case

involves (**check all that apply**):

- ☒ Crime of violence (18 U.S.C. § 3156)  
☒ Maximum sentence life imprisonment or death  
☒ 10+ year drug offense  
☐ Felony, with two prior convictions in above categories  
☒ Serious risk defendant will flee  
☐ Serious risk obstruction of justice



2. **Reason For Detention.** The court should detain defendant because there are no conditions of release which will reasonably assure (**check one or both**):

☒ Defendant's appearance as required  
☒ Safety of any other person and the community

3. **Rebuttable Presumption.** The United States (will, will not) invoke the rebuttable presumption against defendant under §3142(e). (If yes) The presumption applies because (**check one or both**):

☒ Probable cause to believe defendant committed 10+ year drug offense or firearms offense, 18 U.S.C. §924(c)  
☐ Previous conviction for "eligible" offense committed while on pretrial bond

4. **Time For Detention Hearing.** The United States requests the court conduct the detention hearing,

☐ At first appearance  
☒ After continuance of 3 days (not more than 3).

5. **Temporary Detention.** The United States requests the temporary detention of the defendant for a period of \_\_\_\_\_ days (not more than 10) so that the appropriate officials can be notified since:

1. At the time the offense was committed the defendant was:  
☐ (a) on release pending trial for a felony;

\_\_\_\_\_ (b) on release pending imposition or execution of sentence,  
appeal of sentence or conviction, or completion of sentence for  
an offense;

\_\_\_\_\_ (c) on probation or parole for an offense.

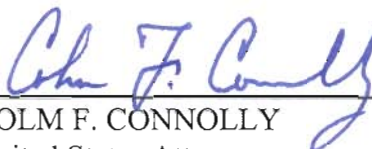
2. \_\_\_\_ The defendant is not a citizen of the U.S. or lawfully admitted for  
permanent residence.

3. \_\_\_\_ The defendant may flee or pose a danger to any other person or the  
community.

6. **Other Matters.**

\_\_\_\_\_  
\_\_\_\_\_

DATED this 12<sup>th</sup> day of September, 2006.

  
COLM F. CONNOLLY  
United States Attorney